

ORDINANCE 43, THIRD SERIES

AN ORDINANCE EXTENDING THE CORPORATE LIMITS OF THE CITY TO INCLUDE CERTAIN UNPLATTED LANDS ABUTTING UPON THE CITY LIMITS AND DESIGNATING SUCH LANDS AS AGRICULTURAL, PURSUANT TO MINNESOTA STATUTE 414.033, SUBD. 2(3).

WHEREAS, a Petition dated June 1, 2000 was duly presented to the City Council of the City of Pipestone on June 1, 2000; and

WHEREAS, the quantity of land within the area described in the Petition and described in Exhibit A attached is 33.99 acres, no part of which is included within the limits of an unincorporated city, and said Petition was signed by all owners of said property; and

WHEREAS, all the owners of said property have waived the provisions of Minnesota Statute 414.033 subd. 13; and

WHEREAS, a Hearing was duly conducted by the Pipestone City Council on November 6, 2000; and

WHEREAS, all land owners within and contiguous to the land to be annexed were provided with written notice by certified mail of the Hearing on the Petition; and

WHEREAS, the land described in Exhibit A abuts upon the city limits at the eastern boundary thereof and is urban or suburban in character or about to become so; and

WHEREAS, none of the land embraced in the area to be annexed is presently served by public sewer facilities, and public service facilities are not otherwise available; and

WHEREAS, the nature of the property, and its best use, is consistent with a zoning designation of Agricultural.

NOW THEREFORE, THE CITY OF PIPESTONE DOES ORDAIN AS FOLLOWS:

Section 1. The City Council hereby determines that the annexation will be to the best interests of the City and of the territory affected; that the territory described herein abuts upon the City limits, is urban or suburban in character; and that none of said territory is now included within the limits of any city and does not abut upon the limits of any other city.

Section 2. Territory Annexed: The corporate limits of the City are hereby extended to include the unplatted land described as follows:

Commencing at the intersection of the north line of Trunk Highway 30 and the east right-of-way line of Chicago Rock Island and Pacific Railway; thence northwesterly along the east right-of-way line 221.2 feet to the point of beginning; thence northwesterly along said east right-of-way line 1920.88 feet; thence southeasterly 399.14 feet to the west right-of-way line of Chicago, Milwaukee and St. Paul Railway, thence southeasterly 2035.37 feet; thence southwesterly 390 feet; thence west 480 feet; thence south 200 feet; thence west 469.50 feet to the point of beginning less the north 4.25 acres; all in the south 1/2 of Section Seven (7), Township One Hundred Six (106) North, Range Forty-Five (45) West of 5th PM, Pipestone County, Minnesota.

Section 3. Zoning: The foregoing-described land is zoned Agriculture.

Section 4. Filing: The City Administrator is hereby directed to file certified copies of this ordinance with the Minnesota Municipal Board, Minnesota Secretary of State, and the County Auditor.

Section 5. Effective Date: This ordinance shall take effect upon its passage and publication and the filing of the certified copies as directed in Section 4, and upon approval of the Minnesota Municipal Board.

REC'D. BY DEC 05 2000
M M B

Passed and adopted by the City Council this 20th day of November 2000.

/s/ Billy R. Ellis
Billy R. Ellis
Mayor

ATTEST:

/s/ Troy L. Strom
Troy L. Strom
City Administrator

(Published in the Pipestone County Star on November 23, 2000).

EXHIBIT A

REC'D. BY
MME DEC 05 2000

RICK
CARSTENSEN

